(3)

IN THE HIGH COURT OF CHHATTISGARH JUDICATURE AT BILASPUR (C.G.)

WRIT PETITION NO.....1702..... OF 2002

Petitioner - (1). S.R.Nayak, Age about 32yrs. S/o Shri Dharam Lal Nayak , Residence of T.P.Nagar, Korba, Distt. Korba Beurau Chief, Sangharsh Ke Sewar.

(2). Sushil Kumar Agrawal Age about 28yrs. S/o. Shri Vishnu Prasad Agrawal. Residence of Bamhanidih Distt. Janjgir-Champa (C.G.)

(3). Anil Singhania S/o. Shri Shankar Lal Singhania, Vill. Bamhanidih Tah. Champa Distt. Janjgir-Champa (C.G.)

Versus

Resopndents

P. R. No. 1105/02
Presented by Shri Hanuman Das
dated 13.8.02

(1). State of Chhattisgarh
Th. Secretory-Revenue Dept.
D.K.Bhawan, Raipur (C.G.)

(2). The Chief Executive Officer,
D.K.Bhawan, Raipur (C.G.)

(3). Collector,
Janjgir-Champa.(C.G.)

(4). C.L.Markandey
Naib Tehsildar, Champa (C.G.)

(5). Dr. Mohan Lal Sahare S/o. Budgoo Sahare Cast Mahra, Residence of Bamhanidih Teh. Champa Distt. Janjgir-Champa (C.G.)

(6). Chief Medical Officer,
Janjgir-Champa (C.G.)

Writ petition under Article 226/227 of the constitution of India for issuance of writ in the nature of mandamus etc. and or the other writ or writs/order, directions.

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(18)

आदेश पत्रक

W.P 1702/02

मामला क्रमांक ..... सन् 200

विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

DB: Hon'ble Mr. Justice K. H. N. Kuranga, C.J.
& Hon'ble Mr. Justice L. C. Bhadoo, J.

23.4.2003

Petitioners by Shri Hanuman Agarwal, Advocate.

Respondents No. 1 to 4 and 6 by Dr. N. K. Shukla, Additional Advocate General.

Heard.

The grievance of the petitioners in this petition is that the respondent No.5 has encroached upon children's park and put up some construction. Counsel for the respondents No. 1 to 4 and 6 submitted that the construction which was put up on the encroached part of the park has been demolished by the Tehsildar, Champa. This fact has not been disputed by the counsel for the petitioner. Counsel for the respondents No. 1 to 4 and 6 has also submitted that the respondent No.4 has issued a notice for recovery of the fine amount to the respondent No.5, which is also not disputed by counsel for the petitioners. Counsel for the respondents No. 1 to 4 and 6 also

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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आदेश पत्रक

मामला क्रमांक WP 1702/02 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

submitted that the Tehsildar would take appropriate steps to restore the park to its original position. This submission is placed on record.

In the circumstances we are of the opinion that this petition is to be dismissed and the same is dismissed. However, security amount if any, be refunded to the petitioners.

Sd/-
Chief Justice

Sd/-
L.C. Bhadoo
Judge

[पीछे देखिये